



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Maurice R. De Billot, et al.

Application No.: 10/026,301

Group No.: 1616

Filed: December 19, 2001

Examiner: S. Mark Clardy

Confirmation No.: 8087

Deposit Account No.: 50-2548

For: METHOD OF IMPROVING YIELD
AND VIGOR OF PLANTS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE AND AMENDMENT UNDER TO 37 C.F.R. §1.111
TRANSMITTAL

1. Transmitted herewith is a Response and Amendment Under 37 CFR §1.111 for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10*

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____

Signature

Mim Voet

Date: May 17, 2006

Mim Voet

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

STATUS

2. Applicants are other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicants believe that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT	(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA	OTHER THAN A SMALL ENTITY				ADDIT. FEE	
				RATE					
TOTAL	32	—	75	=	0	x	\$ 50.00	=	\$ 0.00
INDEP.	3	—	9	=	0	x	\$ 200.00	=	\$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+	\$ 0.00	=	\$ 0.00
TOTAL									
ADDIT. FEE								\$	0.00

No additional fee for claims is required.

FEE DEFICIENCY

5. If an extension and/or fee is required, charge Deposit Account No. 50-2548.

If a fee for claims is required, charge Deposit Account No. 50-2548.

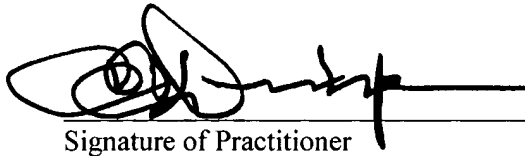
Date: May 17, 2006

Reg. No.: 35,124

Telephone No.: 864-250-2238

Facsimile No.: 803-255-9831

Customer No. 45850

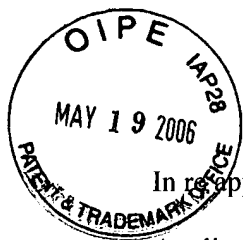

Signature of Practitioner

Charles E. Dunlap, Ph.D., Esq.

Nelson Mullins Riley & Scarborough LLP --
1320 Main Street, 17th Floor
Columbia, SC 29201

Practitioner's Docket No. 17396/09015

TFW
1616
PATENT



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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that the attached correspondence, comprising of:

1. Response and Amendment Under 37 CFR §1.111 Transmittal (2 pages)
2. Response and Amendment Under 37 CFR §1.111 (33 pages)
3. Return Receipt Postcard,

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

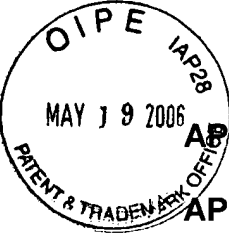
Mail Stop Amendment
Commissioner for Patents
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on May 17, 2006.

Mim Voet

Signature of person mailing paper

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICATION NO. : 10/026,301 CONFIRMATION NO. 8087
APPLICANT : De Billot *et al.*
FILED: : December 19, 2001
TC/A.U. : 1617
EXAMINER : S. Mark Clardy
DOCKET NO. : 17396/09015
CUSTOMER NO. : 45850

RESPONSE AND AMENDMENT UNDER 37 CFR §1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is filed in response to the Office Action of February 22, 2006, and is intended to address each and every issue that was raised in the Action. This Response is believed to be timely with respect to the shortened statutory period for response that was set in the Action.

There are no **Amendments to the Specification.**

Amendments to the claims are shown in the listing of the claims that begins on page 2 of this paper.

There are no **Amendments to the Drawings.**

Remarks/Arguments begin on page 30 of this paper.